

UNITED STATES DISTRICT COURT  
for the  
Southern District of New York

EDGAR JUAREZ GONZALEZ, DIONICIO  
EVARISTO, and NATALIO MALDONADO

*Plaintiff(s)*

v.

EMPIRE CORNER OF 8 INC. d/b/a EMPIRE CORNER, JOHN DOE CORPORATION d/b/a "U" LIKE GARDEN, XIN LI, YAN XU, CHEN SHOU GUAN, XIANG ZHEN XU

Defendant(s)

12 CIV. 6167  
Civil Action No.

## JUDGE GRIESA

## **SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)*

SEE ATTACHED

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Debevoise & Plimpton LLP,  
c/o Jyotin Hamid, Esq.  
919 Third Ave.  
New York, NY 10022

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court. **RUBY J. KRAJICK**

RUBY J. KRAJICK

*CLERK OF COURT*

AUG 10 2012

Date:

*Signature of Clerk or Deputy Clerk*

Names and Addresses of Defendants

Empire Corner of 8 Inc. d/b/a/ Empire Corner  
935 Amsterdam Avenue,  
New York, New York 10025

Xin Li  
Empire Corner  
935 Amsterdam Avenue,  
New York, New York 10025

Xiang Zhen Xu  
Empire Corner  
935 Amsterdam Avenue,  
New York, New York 10025

John Doe Corporation d/b/a "U" Like Garden  
917 Columbus Avenue  
New York, NY 10025

Yan Xu  
"U" Like Garden  
917 Columbus Avenue  
New York, NY 10025

Chen Shou Guan  
China Place  
3141 Broadway  
New York, NY 10027

AFFIDAVIT OF SERVICE

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UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK

EDGAR JUAREZ GONZALEZ, DIONICIO EVARISTO, AND  
NATALIO MALDONADO

Plaintiff(s)  
██████████

INDEX #:  
12 CIV 6167  
DATE FILED:  
08/10/2012

- against -

EMPIRE CORNER OF 8 INC. D/B/A EMPIRE CORNER,  
JOHN DOE CORPORATION D/B/A "U" LIKE GARDEN,  
XIN LI, YAN XU, CHEN SHOU GUAN, XIANG ZHEN XU

Defendant(s)  
██████████

JUDGE:  
GRIESA

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

TONY CONIGLIARO, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 08/14/2012, 02:19PM at 917 COLUMBUS AVENUE, NEW YORK NY 10025, deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT, NOTICE, CONSENT, AND REFERENCE OF A CIVIL ACTION TO A MAGISTRATE JUDGE FORM, COPY OF INDIVIDUAL PRACTICES OF JUDGE THOMAS P. GRIESA DATED 7/15/98 & COPY OF US DISTRICT COURT ELECTRONIC CASE FILING RULES & INSTRUCTIONS APRIL 4, 2011 EDITION on JOHN DOE CORPORATION D/B/A "U" LIKE GARDEN, a defendant in the above action.

By delivering to and leaving with YAN XU at the above address and that he knew the person so served to be the managing agent of the ██████████ ENTERPRISE.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Sex F Approximate age 35 Approximate height 5'05" Approximate weight 117 Color of skin WHITE Color of hair BLACK Other ORIENTAL & ACCENT

DEBEVOISE & PLIMPTON  
LLP

919 THIRD AVENUE

NEW YORK, NY 10022  
(212)909-6000

  
TONY CONIGLIARO License # 1220476

Sworn to before me on 08/31/2012  
MAUREEN MCCAFFREY NO.01MC5018583  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN SUFFOLK COUNTY  
COMMISSION EXPIRES OCTOBER 4, 2013

  
APPLE ATTORNEY SERVICE, PO BOX 470, MINEOLA NY 11501  
Phone: 516-742-0077 \* Fax: 516-742-4726